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8 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
9 AT TACOMA

10 TIMOTHY ROHN,

11 Plaintiff,

12 v.

13 DONALD LITEANU,

14 Defendant.

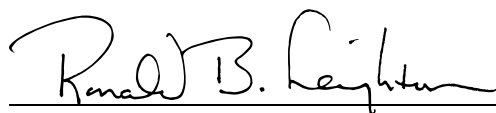
CASE NO. C11-5523-RBL-JRC

ORDER ADOPTING A REPORT  
AND RECOMMENDATION

15 The Court having reviewed the Report and Recommendation of the Hon. J. Richard  
16 Creatura, United States Magistrate Judge, objections to the Report and Recommendation, if any,  
17 and the remaining record, does hereby find and Order:

- 18 (1) The Court adopts the Report and Recommendation; and  
19 (2) The motion to dismiss is denied for the reasons set forth in the Report and  
20 Recommendation.

21 DATED this 28<sup>th</sup> day of November, 2011.

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23 RONALD B. LEIGHTON  
24 UNITED STATES DISTRICT JUDGE